

MINUTES
TOWN COUNCIL OF THE TOWN OF INDIAN RIVER SHORES
REGULAR COUNCIL MEETING
Thursday, February 23, 2006
3:30 p.m.

PRESENT: Thomas W. Cadden, Mayor
David J. Becker, Vice Mayor
Frances F. Atchison, Councilmember
E. William Kenyon, Councilmember
William H. Ahrens, Councilmember

STAFF PRESENT: Robert J. Bradshaw, Town Manager
Laura Aldrich, Town Clerk
Bill Schauman, Chief of Public Safety
Nick Schauman, Lt., Public Safety
Richard Jefferson, Building Official
Chester Clem, Town Attorney

1. **Call to Order.** Mayor Cadden called the meeting to order at 3:30 p.m.
 - a. Pledge of Allegiance
 - b. Invocation – Councilman Becker
 - c. Roll Call
2. **Consent Agenda.**
 - a. Acceptance of Building & Grounds Committee Minutes of December 13, 2005
 - b. Acceptance of Planning, Zoning & Variance Board Minutes of January 9, 2006
 - c. Approval of Regular Town Council Meeting Minutes of January 26, 2006Mayor Cadden asked if there were any comments on the items on the consent agenda, and there being none, a **motion to approve the consent agenda as presented** was made by Councilmember Atchison and seconded by Councilman Becker. The Mayor called for a voice vote, which passed unanimously.
3. **Mayor's Items**

Mayor Cadden called on the new Public Safety Director, Chief Bill Schauman, to go over items of interest. On February 7th, an Outreach Strategy and Preparedness Committee met to review our hurricane plan and to make plans for our future hurricane preparedness. At that meeting, it was decided to invite Nate McCollum to speak to the public on hurricane preparedness on March 16th. A traffic detail focusing on drunk driving on A1A will be held on Sat., Feb. 25th from 6 p.m. through 1 a.m. with the Indian River Shores Public Safety Department (PSD) inviting the Florida Highway Patrol, Vero Beach Police Department, and civic groups MADD and SADD (Mothers Against Drunk Drivers and Students Against Drunk Drivers) to also participate. These groups will meet in the station to hear an explanation of the objective, which is to collect data and to build camaraderie among the safety

NOTE: *The Town of Indian River Shores does not keep verbatim minutes as a matter of record. If a person decides to appeal any decision made by the Town of Indian River Shores Town Council with respect to any matter considered at this meeting, he or she will need to make a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. See Florida Statute 286-0105.*

forces. Councilman Kenyon asked for and received clarification on the role of the civic groups and boundaries that each safety department would observe, which are within their own jurisdiction. It would not be a roadblock, Chief Schauman added, and the volunteers were to be in the station, not on the road. The Town participates regularly in other department's details similar to this, and this is our opportunity to invite them. Another program explained was the additional duty assigned to Samantha Haynes as a Community Liaison Officer. There will be a workshop for the Council about Public Safety's current operations at their convenience. A Public Information Officer, Volunteer George Sharp, has also been established.

4. **Planning, Zoning and Variance Board**

Board Member Jack Mitchell reported that there were two variance requests, one for a dock that was sent back for more information and another for a fence for Mr. Zeck in Pebble Bay, which was approved.

5. **Town Attorney**

- a. Final Reading of Ordinance 483, Amending Ordinance 431, Screen Enclosure Height
Mr. Clem stated this was the second reading of the ordinance by title only as written below:

Ordinance No. 483

AN ORDINANCE AMENDING THE LAND DEVELOPMENT CODE OF THE TOWN OF INDIAN RIVER SHORES, FLORIDA, A MUNICIPAL CORPORATION, RELATING TO THE HEIGHT OF SCREENED ENCLOSURES; AMENDING SECTION 5 OF ORDINANCE 431 OF THE TOWN; PROVIDING FOR CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

This has to do with changing the side heights of screened enclosures from 9' and the maximum height of 12' to be that the maximum height will not exceed the height of the house soffit fascia and the overall height would not exceed the overall roof height. This was suggested by Mr. Jefferson and approved by the Planning Board. **A motion by Councilman Kenyon and seconded by Councilman Becker to approve the second reading of Ordinance 483 passed unanimously by roll call vote.**

- b. Resolutions 06-02 and 06-03, Abolishing Employee Pension Board
Mr. Clem said that these are almost identical resolutions that relate to the Defined Benefit Plan and Defined Contribution Plans, and this is just an additional step that we're taking. He read the first as follows:

RESOLUTION NO. 06-02

A RESOLUTION OF THE TOWN OF INDIAN RIVER SHORES, FLORIDA AMENDING THAT CERTAIN AGREEMENT OF TRUST ENTERED INTO BY THE TOWN OF INDIAN RIVER SHORES, WHICH HAS BEEN CREATED TO HOLD ASSETS AND PAY BENEFITS FOR

THE TOWN OF INDIAN RIVER SHORES DEFINED BENEFIT PLAN.

In Section 1, Mr. Clem explained that this designates the Florida Municipal Pension Trust Fund to act as Master Trustee. Resolution 06-03 is identical but refers to the Defined Contribution Plan. The title was read as follows:

RESOLUTION NO. 06-03

A RESOLUTION OF THE TOWN OF INDIAN RIVER SHORES AMENDING THAT CERTAIN AGREEMENT OF TRUST ENTERED INTO BY THE TOWN OF INDIAN RIVER SHORES, WHICH HAS BEEN CREATED TO HOLD ASSETS AND PAY BENEFITS FOR THE TOWN OF INDIAN RIVER SHORES DEFINED CONTRIBUTION PLAN.

Mayor Cadden asked for a motion to adopt Resolution 06-02, **which was made by Councilman Becker and seconded by Councilman Kenyon**. There was no discussion, and the motion passed unanimously by roll call vote.

A second **motion to adopt Resolution 06-03 was made by Councilman Kenyon and supported by Councilmember Atchison**. It passed unanimously by roll call vote.

6. Town Manager

Mr. Bradshaw took a moment to recognize Lois Work from the Realtors Association, who said that she has been assigned as liaison to Indian River Shores and was pleased to be in attendance. Mr. Bradshaw and the Mayor thanked her for coming.

a. Request for Participation in Great American Cleanup by Keep Indian River Beautiful (Sherry Hamblin)

Mrs. Hamblin, the Executive Director of Keep Indian River Beautiful (KIRB), has been with them since Hurricane Frances hit 17 months ago. She is excited about the opportunity to work with the Indian River Shores Town Council. The Great American Cleanup is a 3-month long national event sponsored by Keep America Beautiful. During that time, communities are encouraged to clean up, fix up, green up or beautify in some way. She asked that the Town chose a date and KIRB would work with our Public Safety Department to get the volunteers active in the project. Last year, 3 million people nationally cleaned up 208 million pounds of litter and debris. Mayor Cadden asked if the beach cleanup is part of this, and she said it was. This one is all inclusive, and the one specifically geared towards beaches is the Florida Coastal Cleanup, which is always the third weekend in September. She asked if we could participate in both events. Trash bags, vinyl gloves, and dumpsters are provided. Small prizes are offered by the sponsors, Waste Management or Treasure Coast Refuse, for four different categories as an added incentive. There being no other questions, the Mayor said that we would be happy to participate and thanked Mrs. Hamblin for coming.

- b. Approval of Appointment of Chief Bill Schauman for MPO Technical Advisory Committee member
Mr. Bradshaw said that there is a vacancy since the Chief retired, and historically the Chief of Public Safety has served in this capacity. He asked the Council to appoint Chief Schauman to fill the vacancy. **A motion by Councilmember Atchison and seconded by Councilman Becker** was made to that effect. **The motion passed unanimously.**
- c. Town Clerk's Probationary Review
The Council had a copy of the performance evaluation in their packet, Mr. Bradshaw explained, and the salary range is \$39,037 to \$58,556. The Town Clerk started six months ago at a salary of \$44,000 and received a cost of living increase on October 1 which increased the salary to \$45,760. Based on the evaluation, Mr. Bradshaw said that he felt justified in a 5% increase, which is in the 05/06 Budget, and would give her a salary of \$48,050. Another evaluation will be given in six months, and the Council will have an opportunity to participate in that review. **A motion was made by Councilman Kenyon, supported by Councilmember Atchison, to approve the salary increase.** The motion **passed unanimously.**
- d. Approval of John Klein as Code Enforcement Board Member
There is a vacancy on the Code Enforcement Board, and Mr. Schoen, the Board Chairman, has recommended that former Mayor John Klein be appointed to fill that position. The motion by **Councilmember Atchison, seconded by Councilman Becker, to appoint Mr. Klein to the Code Enforcement Board,** passed unanimously. Mr. Kenyon said that Mr. Schoen holds a very diplomatic role, and he has done a beautiful job as its Chairman.

7. Call to Council

- a. Committee Reports.
Council of Public Officials (COPO). Councilman Kenyon said that they met, and the County talked about concurrency. A great deal of pressure is put on the system because of rising costs, with the cost of roads up 20%. The 5-year plan can only support the first 4 years of costs because of this. The county is running at 4 ½ % growth per year, which is very high. The permit applications are steady and require consideration relative to transportation, water, sewer, drainage, solid waste, parks and public schools. Those who work in the County Planning Department really do take on quite a bit in coordinating this effort.
- b. Metropolitan Planning Organization. Dr. Becker said that the MPO met and elected a new slate of officers. The County greenways plan received an allocation of funds for the Vero Beach area and central County. Another subject discussed but not resolved was changing the traffic pattern at the five-points area at Indian River Boulevard, the two roads East of the Presbyterian Church, and Royal Palm. They want this to be a four-point area.
- c. Parks and Recreation Committee. Councilman Ahrens reported that the committee met on February 2, 2006 and discussed the greenway proposal from U.S. Highway 1 to 66th Avenue, with \$2 million already available for this project. It will include a bike path, walking path, and a running path, with the first section to be done between U.S. 1 along the Airport Road. The County Parks are all in place, with the Wabasso Beach park now open.

- d. Beach and Shores Preservation. Of keen interest is the John's Island beach renourishment project that will start the 27th or 28th of February and will involve a lot of sand trucks. Councilman Ahrens continued that there was a great deal of discussion on the amount of County funds available for beach renourishment, with \$4 billion in property tax assessment on the barrier island. About \$26 million per year should be available for beach renourishment based on that figure, and only \$10 million has been spent to date this year. Most of the funding for renourishment has come from the State and other agencies. Councilman Kenyon asked if it was required by law that the funds be used for this, and Councilman Ahrens said that it is so designated as part of our taxes. The big question is what is being done with the other \$16 million. Sea Oaks is building a sea wall on their own, which affects the beach action south of it. Disney is also contemplating building a sea wall, and the Town doesn't want a lot of sea walls, he concluded.
 - e. Treasure Coast Regional Planning Commission. This meeting was postponed from February until March.
 - f. Land Acquisition Advisory Committee. Councilmember Atchison said that they met yesterday, and the County is taking nominations until March 1st for endangered properties that can help to protect the lagoons and waterways. The race is on between keeping the trees up or taking them down. This committee is also talking about bike and walking paths, and this is all in the interest of tourism and what will make this the best place in the State of Florida to visit. Dr. Becker asked Mrs. Atchison how much money is left on the bond issue, and she said that she thinks that all of the first \$25 million in bond funds are spent, and the other bond of \$25 million remains. Tourism was briefly discussed.
 - g. Treasure Coast Council of Local Governments. Mayor Cadden thanked the Council for their participation in trying to help the TCC in deciding what to lobby the Legislature for, and they haven't made up their mind yet. There is nothing to report for the Florida League of Cities except that there will be a Legislative Day in March, and literature is available on it. Mayor Cadden added that he goes to it because there is a Board of Directors meeting at the same time, stating that his expenses are paid by the FLC. All of the Town's Council is welcome to come, as he had observed the entire Council from the City of Vero Beach there plus several of their employees last year.
8. Call to Audience. No response.
9. Adjournment
Mayor Cadden then thanked them all for attending. The meeting was adjourned at 4:03 p.m.

_____/s_____
Laura Aldrich, Town Clerk

(Approved by the Town Council at the 3-23-06 meeting)